

DECLARATION FOR PATENT APPLICATION

Attorney Docket No: 011997-1020

As the below named inventor, I hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names.

We believe we are the original, first, and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled **AUDIO/VIDEO SYSTEM AND METHOD UTILIZING A HEAD MOUNTED APPARATUS WITH NOISE ATTENUATION**, the specification of which:

- ☒ is attached hereto.  
☐ was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_.  
☐ was filed on \_\_\_\_\_ under U.S. Express Mail No. \_\_\_\_\_.  
☐ was described and claimed in PCT International Application No. \_\_\_\_\_; filed on \_\_\_\_\_ and as amended Under PCT Article 19 on \_\_\_\_\_ (if any).

I/we hereby state that I/we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I/we acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I/we hereby claim the benefit under Title 35, United States Code, §119 of any United States provisional patent application, foreign application(s) for patent or inventor's certificate listed below and have also identified below any United States provisional patent application, foreign application for patent or inventor's certificate having a filing date before that of the above-identified application on which priority is claimed: **U.S. Provisional Application Serial No. 60/123,341 entitled "Audio/Video Signal Distribution System for Head Mounted Displays" filed March 8, 1999 and U.S. Provisional Application Serial No. 60/137,323 entitled "Head Mounted Display with Sound Isolation/Hearing Protector Ear Cup" filed on June 3, 1999**

I/we hereby claim the benefit under Title 35, United States Code, §120 of any United States patent application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I/we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application: **U.S. Patent Application Serial No. 09/322,411 entitled "Video/Audio System and Method Enabling a User to Select Different Views and Sounds Associated with an Event" filed May 28, 1999.**

I/we hereby appoint the following attorneys/agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: **George M. Thomas, Reg. No. 22,260; James W. Kayden, Reg. No. 31,532; Scott A. Horstemeyer, Reg. No. 34,183; Stephen R. Risley, Reg. No. 35,659; Jeffrey R. Kuester, Reg. No. 34,367; Daniel J. Santos, Reg. No. 40,158; Daniel R. McClure, Reg. No. 38,962; Robert E. Stachler II, Reg. No. 36,934; David P. Kelley, Reg. No. 17,420; Michael J. Tempel, Reg. No. 41,344; Michael J. D'Aurelio, Reg. No. 40,977; David R. Risley, Reg. No. 39,345; Jon E. Holland, Reg. No. 41,077; Dan R. Gresham, Reg. No. 41,805; M. Paul Qualey, Reg. No. 43,024.**

I/we hereby authorize the serial number pertaining to the above-referenced utility application to be added to this document at a later time.

EXPRESS MAIL NO.

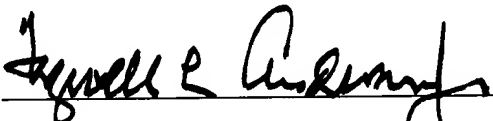
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Please address all telephone calls, in the first instance, to **George M. Thomas** at telephone number: (770) 933-9500.


Address all correspondence to:

**George M. Thomas**  
**THOMAS, KAYDEN, HORSTEMEYER**  
**& RISLEY, L.L.P.**  
**100 Galleria Parkway, N.W., Suite 1500**  
**Atlanta, Georgia 30339-5948**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Signature:  Date: 8/26/99

Full Name of First or Sole Inventor: Tazwell L. Anderson, Jr.  
 Residence: 3690 Northside Drive, Atlanta, Georgia Citizenship: US  
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Inventor's Signature:  Date: 8/26/99

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Decatur, Georgia 30033

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Full Name of Third Inventor: \_\_\_\_\_  
 Residence: \_\_\_\_\_ Citizenship: \_\_\_\_\_  
 Post Office Address: \_\_\_\_\_

DECLARATION OF SMALL BUSINESS CONCERN

Tazwell L. Anderson, Jr. declares that he is Managing Partner of Immersion Entertainment, LLC, of 3120 Medlock Bridge Road, Bldg. G, Norcross, Georgia 30071-1469, a Georgia limited liability company, and he is authorized to execute this Declaration on behalf of said corporation.

The following identified application for patent and the invention disclosed therein have been assigned to said corporation:

Inventors: Tazwell L. Anderson, Jr. and Mark A. Wood

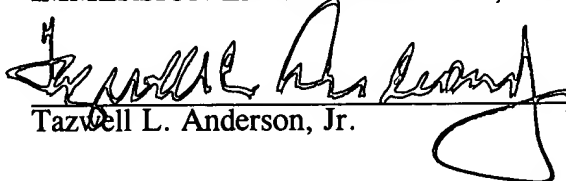
Title: AUDIO/VIDEO SYSTEM AND METHOD UTILIZING A HEAD MOUNTED APPARATUS WITH NOISE ATTENUATION

Said company is a small business concern for the purpose of paying reduced fees to the United States Patent and Trademark Office under 35 U.S.C. 41(a) and (b), in that said company and all of its affiliates employ less than five hundred persons at the present time and averaged less than five hundred employees during each of the pay periods of the last fiscal year. Said company has not assigned, granted, conveyed or licensed, and is under no obligation under contract or law to assign, grant, convey or license, any rights in the invention of said application to any person who could not be classified as an independent inventor if that person had made the invention or to any concern which would not qualify as a small business concern or non-profit organization under this Section.

I acknowledge that once said company has assigned, granted, conveyed, or licensed, or comes under an obligation to assign, grant, convey or license, any rights to the invention to anyone who could not likewise obtain status as a small entity, said company will no longer be entitled to pay to the U.S. Patent and Trademark Office in the amount established for a small business concern.

I hereby verify that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of said patent application or any patent resulting therefrom.

IMMERSION ENTERTAINMENT, LLC

  
Tazwell L. Anderson, Jr.

8/26/99  
(Date)

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